

F A C T S

ORIGINAL

(DEFENDANT: Abanico, [Correctional Officer])

EXHIBIT A

AFFIDAVIT OF Mr. Ivan Cleveland

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Ivan V. Cleveland

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY Here-in-AFTER. LOCATED AT P.O. Box 689. Soledad CA 93960-0689. Do hereby SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1) The best of my knowledge, which describe the EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON 8-21-07 Inmate Cleveland was stopped by Officer Abanico, At Inmate Had A Two Hour Surgery on his mouth, which was bleeding badly. This Officer Showed No Concern & told me to get up on the wall. He Touched And Hit my penis and ~~genitalia~~, So Hard. That I guess I was in pain for two hours. This must stop ASAP.

SINCERELY- Submitted by: Ivan Cleveland

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

Mr. Ivan Cleveland

Filing 256 - Low
P.O. BOX 689

Soledad, CA 93960-0689

AFFIDAVIT- OF Jeffrey (Todd) BURTS

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I Jeffrey (Todd) BURTS "Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad, CA 93960-0689. Do hereby SWEAR; Declare UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
1) The best OF MY knowledge, WHICH DESCRIBE THE VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SEARCHED AND FONDLED BY C/O ABANICO AND PLACED IN ~~THE~~ ADMINISTRATIVE SEGREGATION FOR FILING A STAFF COMPLAINT FOR FOUR MONTHS. I WAS RELEASED FROM ADMINISTRATIVE SEGREGATION BACK INTO GENERAL POPULATION WHERE C/O ABANICO WAS WORKING IN MY WING TWO DAYS A WEEK. THEN FOUR MONTHS LATER I WAS PLACED BACK IN ADMINISTRATIVE SEGREGATION FOR ~~ANOTHER~~ SUPPOSEDLY RETALIATING C/O ABANICO AND WAS RELEASED BACK INTO GENERAL POPULATION JUNE 19, 2008. I HAVE BEEN CONSTANT RETALIATION.

SINCERELY- SUBMITTED BY: Jeffrey (Todd) BURTS

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

Jeffrey (Todd) BURTS
DM2028 C-104 Low

P.O. Box 689

AFFIDAVIT OF Robert Morris

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Robert Morris

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad CA 93960-0689. Do hereby SWEAR; Declare under the PENALTY OF PERJURY THAT the following STATEMENTS are TRUE, FACTUAL, AND ACCURATE
1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS expressed in This document and ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:
IN 6-2407 I WAS SEARCHED BY C/O ABANICO IN AN INAPPROPRIATE WAY. I WAS groped AND pinched twice in one search on the tip of my penis. I attempted to express my feelings on the search only to be told to remain on the wash. I feel it is a blatant case of disrespect and he done so under the color of authority.

Sincerely- Submitted by: Robert Morris

PRINT- YOUR FULL NAME: Robert Morris
CDCR NO. Cell- D13147 - C-30364

P.O. Box 689

AFFIDAVIT OF EDWARD KENNEDY

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I EDWARD KENNEDY

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689. DO HEREE-
Y SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
1. THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SEARCHED BY C/O ABANICO SEVERAL
TIMES AND FELT HE VIOLATED ME THROUGH
HIS TOUCHING.

Sincerely-Submitted by: Edward Kennedy

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

EDWARD KENNEDY

D-30780

P.O. BOX 689

AFFIDAVIT OF DESMOND JONES

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I Desmond Jones

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689. DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE.

1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

On August 3rd 2006 returning from my assignment at the culinary of Central Facility, Correctional Officer E. Abaniso put me on the mat for a random pat search. During the search he reached between my legs and grabbed my penis. Sgt. L. Engstrom was present and Correctional Officer K. Lynch was present. I filed a 602 appeal that night. For more details see TAB do: 0611096 and Log # - NTF 07-00147. On May 24, 2007, Director's level the Appeal was denied. At the second level, it was partially granted.

SINCERELY- Submitted by: Desmond Jones (see attached)

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

Desmond Jones
J-64508 F-30718P
P.O. BOX 689

AFFIDAVIT- OF Matthew L. Johnson

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Matthew L. Johnson

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad, CA 93960-0689. Do hereby SWEAR; Declare under the PENALTY OF PERJURY THAT the following STATEMENTS are TRUE, FACTUAL AND ACCURATE
1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON or about Oct. 2006, #6 ALBANIC pulled Petitioner over for a suppose to be rutten search, the search turned out to be a total Harassment, and excessive force, Petitioner reported his conduct, the 3rd ^{watch} commander claimed he would counsel the #6 of his misconduct, the complaint was partially granted.

Sincerely- Submitted by: Matthew L. Johnson
PRINT- YOUR FULL NAME: Matthew L. Johnson
CDCR NO. Cell- D-33369
P.O. BOX 689

AFFIDAVIT OF Donald Holmes

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I Donald Holmes

"Herein-AFTER"

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1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

ON 6-17-07 Officer ARBANICO did a pat SEARCH on me and it was very inappropriate he touched me, by grabbing my testicles and my buttocks, this is not the first time! I filed a log and waiting for a response.

Sincerely-Submitted by:

PRINT- YOUR FULL NAME:
CDCR NO. Cell-

Donald Holmes

V-03331 F-230
P.O. Box 689

AFFIDAVIT OF Charles Truman

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I CHARLES TRUMAN

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. Box 689. Soledad CA 93960-0689. Do hereby SWEAR; Declare, UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SEARCHED ON NUMEROUS OCCASIONS BY % ABANICO. ON ONE OCCASION I CALLED HIM A LATENT HOMOSEXUAL, THE FEMALE WHO WAS WITH HIM THREATENED TO PUT ME IN THE CAGE FOR CALLING HIM A HOMOSEXUAL.

I FILED A GOL COMPLAINT ON %ABANICO THE FOLLOWING TIME HE STOPPED ME TO SEARCH ME, ORIGINALLY I WROTE A COMPLAINT FOR SEXUAL HARASSMENT BUT I DID NOT FILE IT BECAUSE I WAS INFORMED THAT AN INMATE HAD BEEN PUT IN THE HOLE FOR FILING A SEXUAL HARASSMENT COMPLAINT AGAINST %ABANICO, THE COMPLAINT I DID FILE (06-03106) WAS AGAINST THE ROUGH AND INTIMIDATING MANNER %ABANICO SEARCHED ME.

I STILL HAVE THE GOL I DID NOT FILE ON SEXUAL HARASSMENT,

SINCERELY- Submitted by: CHARLES TRUMAN

PRINT- YOUR FULL NAME: E-34112

CDCR NO. CELL- F-248

P.O. BOX 689

AFFIDAVIT OF MARK A. CLINE

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I MARK A. CLINE "Herein-AFTER"
IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689, DO HEREBY
SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE
FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE
VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

IN THE MONTH OF MAY 07, OFFICER RIBANZO
STOPPED ME ON THE WAY TO CHOW TO BE SEARCHED.
OPEN SEARCHES ME. OFFICER RIBANZO TOUCHED
ME INAPPROPRIATELY.

SINCERELY-Submitted by: Mark A. Cline
PRINT- YOUR FULL NAME: MARK A. CLINE
CDCR ID. # Cell- E-03542 D-114 U.P.
P.O. BOX 689

AFFIDAVIT OF Kenneth Plunkett

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I Kenneth Plunkett

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689, DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

CO ABANICO CALLED ME OVER FOR A SEARCH. HE WAS SEARCHING ME AND I CONFRONTED HIM OF FONDLING ME AND HURTING MY TESTICLE. HE TOLD ME IF I MOVED HE THREW ME AGAINST THE WALL. I REMAIN IN PAIN ON MY RIGHT SIDE FROM HIS HANDLING.

SINCERELY-Submitted by: Kenneth Plunkett

PRINT- YOUR FULL NAME: Kenneth Plunkett

C.D.C.R NO. Cell- 189597

YW244L

P.O. BOX 689

AFFIDAVIT OF Albert Talley

TO: The STATE OF CALIFORNIA:

COUNTY OF MONTEREY.

I Albert Talley K48329

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689, DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
1) The best of my knowledge, which describe the EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

CO : E.B. Abanico on 5-26-07 at approximately 1800hrs inappropriately searched my private areas. It was very embarrassing & uncomfortable. Very violating.

SINCERELY-Submitted by: Albert Talley

PRINT- YOUR FULL NAME:

CDCR NO. Cell-

Albert Talley
K48329 E-127
P.O. BOX 689

AFFIDAVIT OF Arthur C. Alexander

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY:

I Arthur C. Alexander

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689, DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
TO THE BEST OF MY KNOWLEDGE, WHICH DESCRIBE THE EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS COMING FROM ~~the~~ NIGHT CLUB WHEN I WAS STOPPED AND SEARCHED BY A OFFICER BY THE NAME OF ABANICO. THIS OFFICER TOUCHED AND GRABBED MY POUCH IN A HOMOSEXUAL MANNER. SOMETHING MUST BE DONE ABOUT HIS SERIOUS PROBLEM.
(ASAP)
3

SINCERELY- SUBMITTED BY: Arthur C. Alexander
PRINT- YOUR FULL NAME: Arthur C. Alexander
CDCR NO. CELL- E-31908 / FW 2561
P.O. BOX 689

AFFIDAVIT OF VINCENT DENIS

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I VINCENT DENIS

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER].
LOCATED AT P.O. Box 689, Soledad, CA 93960-0689. Do heee-
y SWEAR; Declare under the PENALTY OF PERJURY THAT the
following STATEMENTS are TRUE, FACTUAL AND ACCURATE
>) The best of my knowledge, which describe the
VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT
AND ANY ATTACHED DOCUMENTS.

Here to write what happen to you:

I was told to put my hands on the
wall by officer Alonzo. This officer showed
a sign of unprofessionalism by touching me
in away that made me feel very, very
uncomfortable. In a sexual manner.

Sincerely Submitted by: Vincent Denis

PRINT YOUR FULL NAME: VINCENT DENIS

CDCR NO. CELL- F249COW D-10920

P.O. BOX 689

AFFIDAVIT OF Keith Jackson

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I Keith Jackson, C-15524

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. BOX 689.. SOLEDAD, CA 93960-0689. DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

I WAS SUBJECTED TO AN INAPPROPRIATE BODY SEARCH BY THIS OFFICER, WHERE MY PRIVATE AREAS WERE GRABBED AND TOUCHED UNNECESSARILY AND IT WAS ONLY A JOKE TO THIS OFFICER.

SINCERELY-Submitted by: Keith Jackson

PRINT- YOUR FULL NAME: Keith Jackson
CDCR NO. Cell-

G-226L
P.O. BOX 689

AFFIDAVIT OF Richard Bell

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I Richard Bell, J-24297

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad, CA 93960-0689, Do hereby SWEAR; Declare under the PENALTY OF PERJURY THAT the following STATEMENTS are TRUE, FACTUAL, AND ACCURATE to the best of my knowledge, which describe the EVENTS AND ALLEGATIONS expressed in this document and ANY ATTACHED DOCUMENTS.

Here to write what happen to you;

I was subjected to an inappropriate body search by this officer, where my private areas were grabbed and touched unnecessarily and this officer ~~is~~ ~~was~~ thought it was only a joke to this officer.

Sincerely- Submitted by; Richard Bell

PRINT- YOUR FULL NAME: Richard Bell
CDCR NO. Cell- F-wing 121 Lower
P.O. Box 689

AFFIDAVIT OF JOE BRIDGEFORTH

TO: The STATE OF CALIFORNIA:

COUNTY OF MONTEREY:

I Joe Bridgeforth

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad CA 93960-0689. Do hereby SWEAR; Declare under the PENALTY OF PERJURY THAT the following STATEMENTS are TRUE, FACTUAL AND ACCURATE to the best of my knowledge, which describe the EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU; Officer Abanico has all me out of line on several occasions for what should have been a routine frisk, but I found out there is no such thing in officer Abanico mind set. He was overly physical and aggressive during the frisk, in the way he touched me. I've been incarcerated now for 8 1/2 years and most of that time spent in a Level III facility, where there was much violence, but never in all that time has an officer performing his job, frisking me, have I felt more uncomfortable, as I felt in this Level II being frisked by this officer. Its like his objective is beyond security, AND this is just my opinion, he tries to provoke you into a confrontation, he's hadn't been the line.

Sincerely Submitted by:

PRINT YOUR FULL NAME:
CDCR NO. Cell-

Joe Bridgeforth
P-45348 FW# 233-6
P.O. Box 689

AFFIDAVIT OF Anthony Watkins

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY

I Anthony Watkins

"Herein-AFTER"

IN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. BOX 689, SOLEDAD, CA 93960-0689, DO HEREBY SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL, AND ACCURATE
1) The best of my knowledge, which describe the VENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU;

- 1.) I was being touch inappropriately on my genitals.
- 2.) I was given a Staph Infection.

Sincerely-Submitted by;

PRINT- YOUR FULL NAME:

CDCR NO. CELL-

Anthony Watkins

DW-1044

P.O. BOX 689

AFFIDAVIT OF TESHAN EVERETT

TO: The STATE OF CALIFORNIA:
COUNTY OF MONTEREY.

I TESHAN EVERETT

"Herein-AFTER"

AN INMATE OF CORRECTIONAL TRAINING FACILITY [Here-in-AFTER]. LOCATED AT P.O. Box 689, Soledad, CA 93960-0689. Do hereby SWEAR; DECLARE UNDER THE PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, FACTUAL AND ACCURATE
1) The best of my knowledge, which describe the EVENTS AND ALLEGATIONS EXPRESSED IN THIS DOCUMENT AND ANY ATTACHED DOCUMENTS.

HERE TO WRITE WHAT HAPPEN TO YOU:

HE SEXUALLY HARASSED ME
COMING FROM YARD

SINCERELY- Submitted by: teshan everett

PRINT- YOUR FULL NAME: TESHAN EVERETT
CDCR NO. Cell- 90 F48801

P.O. Box 689